(G.C.P.)J 455 (5,00,000)-11.2001) Spl-H.C.,A.S.,C.D.,78e

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE
Civil Application No.4170 of 1994
In
First Appeal No.785 of 1994

Office Notes, Office Memoranda of Coram, appearances, Court's order or directions and Registrar's order.	Court's or Judge's orders

Shri P.D.Dalvi for the applicant.

None for the respondents.

--

CORAM: R.M.S.KHANDEPARKAR
&
SMT.R.S.DALVI, JJ

DATED: 6TH MARCH, 2006.

P.C.

. Heard the learned advocate for the applicant. Perused the application. This is an application for stay of the impugned judgment and decree dated 23rd December, 1993. By an order dated 9th August, 1994, the applicant was allowed to deposit decretal amount in the trial Court. The Registry note discloses that the applicant has already deposited the amount of Rs.54,000/- in the lower court. However,

the respondents had not withdrawn the said amount till 7th February, 1995. Further proceedings in the matter are not known. However, in view of the fact that there was no stay of the impugned judgment and decree, since 1993 till this date, the question of granting interim stay against the impugned judgment and decree dated 23rd December, 1993 in the year 2006 does not arise. Hence, the application is dismissed.

(R.M.S.KHANDEPARKAR, J)

(SMT.R.S.DALVI, J)